

1 WILLIAM J. FRIMEL (Bar No. 160287)
2 Seubert French Frimel & Warner LLP
3 1075 Curtis Street
4 Menlo Park, CA 94025
Tel: 650.322.3048
Fax: 650.833.2976

5 Attorneys for Respondent
6 GLASSDOOR, INC.

7
8 **UNITED STATES DISTRICT COURT**

9
10 **NORTHERN DISTRICT OF CALIFORNIA**

11
12 **SAN FRANCISCO DIVISION**

13 In Re: Petition for Judicial Assistance for
14 the Issuance of a Subpoena Pursuant to 28
15 U.S.C. § 1782 to Obtain Discovery for Use
in a Foreign Proceeding.

16 DIGITAL SHAPE TECHNOLOGIES,
17 INC. and RADOMIR NIKOLAJEV,

18 Petitioners.

19 v.

20 GLASSDOOR, INC.,

21 Respondent.

Misc. Case No. 3:16-mc-80150-JSC

**DECLARATION OF WILLIAM J.
FRIMEL IN SUPPORT OF RESPONDENT
GLASSDOOR, INC.'S OPPOSITION TO
PETITIONERS DIGITAL SHAPE
TECHNOLOGIES, INC.'S AND RADOMIR
NIKOLAJEV'S MOTION TO COMPEL
PRODUCTION OF DOCUMENTS**

DECLARATION OF WILLIAM J. FRIMEL

1. I am counsel for Respondent Glassdoor, Inc. ("Glassdoor") in the above-referenced action.

2. Attached as Exhibit A is a true and correct copy of the *1654776 Ontario Ltd. v. Stewart*, 2013 ONCA 184 (CanLII), ruling issued by the Court of Appeal for Ontario, Canada.

3. Attached as Exhibit B is a true and correct copy of the *Desjean v. Intermix Media Inc.*, 2006 FCJ 1395 (CanLII), ruling issued by the Canadian Federal Court.

4. Attached as Exhibit C is a true and correct copy of the *Fers et metaux americains, s.e.c. c. Picard*, 2013 QCCA 2255 (CanLII), ruling issued by the Court of Appeal for Quebec, Canada.

5. Attached as Exhibit D is a true and correct copy of the *Gagne v. McKay*, 2014 QCCS 2281 (CanLII), ruling issued by the Superior Court of Quebec, Canada.

6. Attached as Exhibit E is a true and correct copy of the *Morris v. Johnson*, 2011 ONSC 3996 (CanLII), ruling issued by the Ontario Superior Court of Justice.

7. Attached as Exhibit F is a true and correct copy of the *Transat Tours Canada Inc. v. Tesco*, S.A., 2007 SCC 20 (CanLII), ruling issued by the Supreme Court of Canada.

8. Attached as Exhibit G is a true and correct copy of the *Warman v. Wilkins-Fournier*, 2010 ONSC 2126 (CanLII), ruling issued by the Ontario Superior Court of Justice.

9. I declare under penalty of perjury that the foregoing is true and correct.

Dated: September 8, 2016



WILLIAM J. FRIMEL